

Woodard, Lawana

From: Gross, Louann
Sent: Monday, September 29, 2014 9:42 AM
To: Woodard, Lawana
Cc: Harbin, David
Subject: FW: FOIA: Copper Basin Site: Operable Unit 3: Work Performed Document Request
Attachments: Letter to David Harbin re Work Performed Document Request 9 26 2014.pdf

Please process in and let me know to whom this request is assigned. Thanks.

LouAnn

-----Original Message-----

From: Harbin, David
Sent: Monday, September 29, 2014 8:22 AM
To: Mayweather, Ann; Gross, Louann
Cc: Harris, Bilal; Sterling, Blake; Armstrong, Gregory
Subject: FW: FOIA: Copper Basin Site: Operable Unit 3: Work Performed Document Request

FOIA EXEMPT--DO NOT RELEASE
Attorney Work Product
Confidential Enforcement Process

Louann & Ann:

Forwarded is a letter from OXY (Steve Fitzgreal) requesting documents regarding the Copper Basin Cost Package (attached to the Special Notice Letter). Out of an abundance of caution, I am treating this as a FOIA. EPA and DOJ will be negotiating a Consent Decree with OXY regarding payment of these costs and to perform work at OU3 of the Site. Let me know what I, or we, need to do. Thanks.

David Harbin
Assistant Regional Counsel
US EPA, Region 4
61 Forsyth Street S.W.
Atlanta, GA 30303-8960
Tel: (404) 562-9548
Fax: (404) 562-9487
harbin.david@epa.gov

CONFIDENTIALITY NOTICE

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-----Original Message-----

From: Stephen_Fitzgerald@oxy.com [mailto:Stephen_Fitzgerald@oxy.com]
Sent: Friday, September 26, 2014 4:08 PM
To: Harbin, David
Cc: Amy.Gillespie@usdoj.gov; Harris, Bilal; daniel.steinway@bakerbotts.com
Subject: Copper Basin Site: Operable Unit 3: Work Performed Document Request

David: As we discussed this morning, attached please find a copy of a letter sent to you today via Federal Express. I anticipate working with you and Amy to enter into an appropriate confidentiality agreement similar to the attached form we agreed to in August 2013.

Respectfully,
Stephen

Stephen E. Fitzgerald
Senior Environmental Counsel
Glenn Springs Holdings, Inc.
a subsidiary of Occidental Petroleum Corporation
5005 LBJ Freeway, Suite 1350
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A Subsidiary of Occidental Petroleum Corporation

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September 26, 2014

VIA FEDERAL EXPRESS
AND EMAIL: harbin.david@epa.gov

David Harbin
Assistant Regional Counsel
U.S. EPA Region 4
61 Forsyth Street S.W.
Atlanta, Georgia 30303-8960

Re: **Operable Unit 3 at the Copper Basin Mining District Site**
Polk County, Tennessee

Dear David:

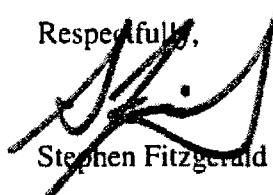
Please provide copies of the work performed documents for the contractors listed below, including work assignment forms, technical directive documents, statements of work, and periodic progress reports:

1. Army Corps Of Engineers (DW96945876)
2. Army Corps Of Engineers (DW96945877)
3. Eastern Research Group, Inc. (68-W9-9001)
4. Black & Veatch Special Projects (68-W9-9043) relating to Operable Units 00, 03, and 04
5. Black & Veatch Special Projects (EPS40902)
6. Integrated Laboratory Services (68-W0-1009)

Please note that we already have the Black & Veatch work performed documents for OU 5.

Additionally, please provide an explanation of the difference between the "Filtered" and "Separated" SCORPIOS reports.

Respectfully,



Stephen Fitzgerald

cc: Amy Gillespie (via email only)
Bilal Harris (via email only)
Dan Steinway (via email only)